

Malibu City Council
Special Meeting Agenda

Wednesday, July 22, 2003

5:00 P.M. – CLOSED SESSION
City Hall – Large Conference Room
23815 Stuart Ranch Road

6:30 P.M. – SPECIAL CITY COUNCIL MEETING
Council Chambers
23815 Stuart Ranch Road

Five-thirty p.m. **Closed Session**

This time has been set aside for the City Council to meet in a closed session to discuss matters of pending litigation pursuant to Government Code Sections 54956.9(a) and 54957. Based on the advice of the City Attorney discussion in open session concerning these matters would prejudice the position of the City in this litigation. The City Attorney will give an additional oral report regarding the closed session at the beginning of the next regular City Council meeting.

Public Comment on Closed Session Items

Existing litigation per Government Code Section 54956.9 (a):

1. City of Malibu v. California Coastal Commission (Streisand Center Coastal Permit)
Los Angeles County Superior Court Case No. BC230410

Personnel matters pursuant to Government Code Section 54957:

2. Public Employee Performance Evaluation
Title: City Manager

Six-thirty p.m. **Special Meeting**

Call to Order - Mayor

Roll Call - Recording Secretary

Pledge of Allegiance

Closed Session Report

Approval of Agenda

Report on Posting of Agenda – July 18, 2003

1. Written and Oral Communications from the Public

- A. Communications from the Public concerning matters which are not on the agenda but for which the City Council has subject matter jurisdiction. City Council may not act on these matters except to refer the matters to staff or schedule the matters for a future agenda.

- B. City Council Subcommittee reports/Mayor and Councilmember reports and inquiries.
- 2. Public Hearing**

A. Malibu Bay Company Development Agreement – Applicant: Malibu Bay Company; Owner: Malibu Bay Company; Location: Civic Center, Trancas Canyon, and Point Dume areas

Staff recommendation: If the City Council chooses to approve the Development Agreement and all associated items, it should:

- 1) adopt Resolution No. 03-31 certifying the Environmental Impact Report;
- 2) adopt Resolution No. 03-32 approving applicable General Plan Amendments, as related to the proposed Development Agreement;
- 3) after the City Attorney reads the title of the ordinance, introduce on first reading Ordinance No. 249 amending Malibu Municipal Code (MMC) Chapter 17.42, creating West Zuma Residential Overlay District and Trancas Canyon Residential Overlay District;
- 4) after the City Attorney reads the title of the ordinance, introduce on first reading Ordinance No. 250 adding MMC Chapter 17.43, creating the Town Center Overlay District and West Zuma Commercial Overlay District;
- 5) after the City Attorney reads the title of the ordinance, introduce on first reading Ordinance No. 251 approving certain amendments to the Zoning Map, as related to the proposed Development Agreement;
- 6) Adopt resolution No. 03-33 approving the remaining miscellaneous entitlements as related to the proposed Development Agreement;
- 7) after the City Attorney reads the title of the ordinance, introduce on first reading Ordinance No. 252 approving the proposed Malibu Bay Company Development Agreement;
- 8) adopt Resolution No. 03-34 approving the Donation Agreement, as related to the proposed development agreement;
- 9) adopt Resolution No. 03-43 calling and giving notice of the holding of a Special Municipal Election to be held on Tuesday, November 4, 2003, for the submission to the qualified voters a proposed ordinance;
- 10) adopt Resolution No. 03-44 requesting the Board of Supervisors of the County of Los Angeles to consolidate a Special Municipal Election to be held on November 4, 2003, with the Statewide General Election to be held on the date pursuant to Section 10403 of the Elections Code;
- 11) adopt Resolution No. 03-45 providing for the filing of rebuttal arguments for city measures submitted at municipal elections;
- 12) adopt Resolution No. 03-46, setting priorities for filing written arguments regarding a city measure and directing the City Attorney to prepare an impartial analysis
- 13) direct staff to schedule second reading and adoption of Ordinance Nos. 249, 250, 251, and 252 on July 28, 2003.

Staff contact: Interim Planning Manager Knight, 456-2489 ext. 243

Adjournment

I hereby certify under penalty of perjury, under the laws of the State of California, that the foregoing agenda was posted in accordance with the applicable legal requirements. Dated this 18th day of July 2003.

Lisa Pope, City Clerk